

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

RODRIGUEZ VELEZ, et al.
Plaintiff(s)

v.

UNO RADIO GROUP OF SAN
JUAN, INC., et al.
Defendant(s)

CIVIL NO. 04-2080 (JAG)

ORDER

On October 8, 2004, Plaintiffs filed a complaint against the Uno Radio Group of San Juan, Inc. Summons were issued on the same date. As of today, the record fails to show that plaintiff executed summons upon defendant.

Given that more than 120 days have elapsed without effectuating service, the Court, on its own initiative, **DISMISSES without prejudice** Plaintiffs complaint (Docket No. 1). See, Fed.R.Civ.P. 4(m); Ruiz Varela v. Sanchez, 814 F.2d 821, 823 (1st Cir. 1987); Betancourt v. Toledo, 199 F.R.D. 447, 448 (D.P.R. 2001). Judgment shall enter accordingly.

IT IS SO ORDERED

In San Juan, Puerto Rico, this 27th day of April, 2005.

S/Jay A. Garcia-Gregory
JAY A. GARCIA-GREGORY
U.S. District Judge